

**Docket Number:** T10-0089  
Supplemental  
**Bench Date:** 7/27/2011  
**Deadline:** N/A

**M E M O R A N D U M**

---

**TO:** The Commission

**FROM:** Michael E. Stead, Railroad Safety Program Administrator

**DATE:** July 13, 2011

**SUBJECT:** Union Pacific Railroad Company, the Champaign County Highway Department, Compromise Township Road District, and the State of Illinois, Department of Transportation.

Stipulated Agreement regarding improving public safety at the Penfield Road (AAR/DOT #166 933N; railroad milepost 116.66-CC), 2500N (AAR/DOT #166 934V; railroad milepost 116.49-CC), 2600N (AAR/DOT #166 935C; railroad milepost 115.33-CC), 2700N (AAR/DOT #166 936J; railroad milepost 114.20-CC), and 070E (AAR/DOT #166 937R; railroad milepost 114.15-CC) highway-rail grade crossings of the Union Pacific Railroad Company's track, located near Royal and Rankin, Champaign and Vermillion Counties.

**RECOMMENDATION:** Enter Supplemental Order approving Increase in Cost and Extension of Time.

---

On June 2, 2010, the Illinois Commerce Commission entered its original Order in this case directing, among other things, Compromise Township Road District to reconstruct the highway approaches at the 2500N, 2600N and 2700N Road grade crossings of UP's track. All work was to be completed within twelve months (12) of the Order date.

On June 8, 2011, Compromise Township Road District filed its First Petition for Supplemental Costs and Extension of Time. The Road District requests an increase in assistance from the Grade Crossing Protection Fund, from \$153,560 to \$186,015, and an extension of time, to and including June 2, 2012, within which to complete the work required by the Original Order.

The Road District stated that after a local letting for the reconstruction of the roadway approaches to the 2500N, 2600N and 2700N crossings, the project costs came in \$32,455 over the original estimate submitted in 2007. The Road District stated that the increase in costs was a result of several factors: 1) the Furnished Excavation costs were estimated at \$15.00/Cu.Yd. and the bid price came in at \$25.90/Cu.Yd.; 2) the

Aggregate Base Course costs were estimated at \$15.00/Ton and the bid price came in at \$32.75/Ton; and 3) the cost estimate for the project was nearly 3 years old. Additional time is needed to complete the roadway improvements, due to delays in acquiring right of way from the UP for construction of a connector road at 2700N that will allow for closure of the 070E Road grade crossing.

Staff of the Rail Safety Section has reviewed the Road District's Petition for Supplemental Order and believes the request for an increase in the Grade Crossing Protection Fund from \$153,560 to \$186,015 and an extension of time, to and including June 2, 2012, is reasonable and should be approved without hearing. I recommend entry of the attached Supplemental Order.

Attachment  
JRS